

IN DISTRICT COURT
NORTHEAST CENTRAL JUDICIAL DISTRICT

Case No. _____

AFFIDAVIT IN SUPPORT OF MOTION TO
MODIFY PRIMARY RESIDENTIAL
RESPONSIBILITY

My name is, _____, and,

1. I am the ☐Plaintiff/☐Defendant (*choose one*) in the above-captioned civil case, which was an action for (*choose one*)

- ☐divorce.
- ☐legal separation.
- ☐establishing parenting rights and responsibilities.
- ☐establishing paternity.
- ☐other

2. This motion to modify primary residential responsibility applies to the following child(ren) for whom residential responsibility was established in the above-captioned civil case *(list each child's initials and year of birth)*:

3. The final judgment in the above-captioned civil case was entered _____,
_____ (date) and (choose one)

☐ I was awarded primary residential responsibility.

☐ _____ (name) was awarded primary
residential responsibility.

☐ Neither I, nor the other parent, was awarded primary residential responsibility.

4. The residential responsibility in the final judgment ☐has/ ☐has not (choose one) been
modified. (If the final judgment has been modified, complete the following.)

The judgment was amended _____
_____ (date(s) of amended judgment(s)). Currently, primary residential
responsibility is awarded to _____ (name or
neither parent).

5. The reasons for modifying primary residential responsibility are (explain in detail):

(Paragraph 5, Continued)

6. The ☐Plaintiff/☐Defendant (*choose one*) and I have reached an agreement on modifying primary residential responsibility of the minor child(ren) (*list each child's initials and year of birth*): _____

and the stipulated agreement is filed with the Court.

7. The ☐Plaintiff/☐Defendant (*choose one*) completed the child support calculations consistent with our agreed upon modification to primary residential responsibility and proof of income to verify the child support calculations is filed with the Court. The amendments to child support are in Paragraph(s) _____ of the stipulated agreement filed with the Court.

8. Considering the reasons for modifying primary residential responsibility, the ☐Plaintiff/☐Defendant (*choose one*) and I believe it is a material change in circumstances and is in the best interests of the children for primary residential responsibility to be modified.

9. It is the desire and intent of ☐Plaintiff/☐Defendant (*choose one*) and I that the terms of our stipulated agreement to modify primary residential responsibility be incorporated into the Court's Order for Amended Judgment, and Amended Judgment entered in this action.

Dated this _____ day of _____, 20____

(Signature)

(Printed Name)

(Address)

(City, State, Zip Code)

(Telephone Number)

Signed and sworn to before me on _____, 20____ by

(Notary Public or Clerk of Court)

If Notary, my commission expires: _____